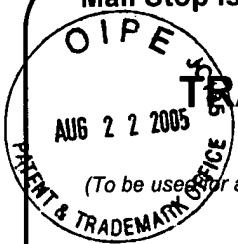


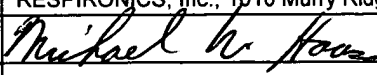
2PW

Mail Stop Issue Fee  TRANSMITTAL FORM (To be used for all correspondence after initial filing)	Application Number	10/729,404
	Filing Date	December 5, 2003
	Confirmation Number	9584
	Inventor(s)	ORR et al.
	Group Art Unit	2855
	Examiner	Jenkins, J.
Total Number of Pages in This Submission:		4
		Attorney Docket No. 01-40 D1


ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form (submit in duplicate)	<input type="checkbox"/> Assignment Papers	<input type="checkbox"/> Issue fee Transmittal Form PTOL-85(b) + (c) and cover sheet
<input type="checkbox"/> Fee Attached \$ <input type="text"/>	<input type="checkbox"/> Cover Sheet	<input type="checkbox"/> After Allowance Communication to Group
Check No.: <input type="text"/>	<input type="checkbox"/> Drawing Change Authorization Request and Amended Figure(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Request for Return of PTO-1449 Forms	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to the Commissioner	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits / Declaration(s)	<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Status Request Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Address	<input type="checkbox"/> Small Entity Statement
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Terminal Disclaimer(s)	<input type="checkbox"/> Request for Refund
<input checked="" type="checkbox"/> Form PTO-1449	<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Response to Missing Parts / Incomplete Application
<input type="checkbox"/> Cited References	<input type="checkbox"/> Request for Corrected Filing Receipt	<input type="checkbox"/> Response to File Corrected Application Papers
<input type="checkbox"/> Search report		
<input type="checkbox"/> Drawing(s): Number of Pages _____ Number of Figs. _____ and cover sheet	<input checked="" type="checkbox"/> Other Enclosure(s): <u>Letter to Examiner</u>	
<input type="checkbox"/> Formal		
<input type="checkbox"/> Informal		

Current Due Date: None

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Individual and Company	Michael W. Haas, Reg. No. 35,174 RESPIRONICS, Inc., 1010 Murry Ridge Lane, Murrysville PA, 15668
Signature	
Date	August 19, 2005

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all enclosures are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 22313-1450 on this date: <u>August 19, 2005</u> .			
Typed Name	Michael W. Haas, Reg. No. 35,174		
Signature		Date	August 19, 2005



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

Inventor : ORR et al.
Appln. No. : 10/729,404
Conf. No.: : 9584
Filed: : December 5, 2003
Title: : PORTABLE PRESSURE TRANSDUCER, PNEUMOTACH FOR
USE THEREWITH, AND ASSOCIATED METHODS
Group Art Unit : 2855
Examiner : Jenkins, J.
Docket No. : 01-40 D1

* * * * *

August 19, 2005

LETTER TO EXAMINER

Hon. Commissioner of Patents
and Trademarks
Alexandria, VA 22313-1504

Sir:

In the Amendment dated April 28, 2005, Applicant noted that U.S. Patent No. 5,098,384 was cited by the Examiner in rejecting at least one claim of the present application, but this reference was not cited by Applicant and was not listed on any Patent Office PTO-892 Form. The Application has now been allowed and the /384 patent has not been listed on a PTO-1449 or PTO-892 Form.

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on August 19, 2005 with sufficient postage as first class mail in an envelope addressed to:

Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Michael W. Haas

Michael W. Haas, Reg. No. 35,174

ORR et al. -- Appln. No.: 10/729,404

Accordingly, Applicant has provided Examiner a Form PTO-1449 listing this reference. Applicant respectfully requests that Examiner return a copy of the herewith Form PTO-1449 with the Examiner's initials in the left column per M.P.E.P. § 609.

Should you have any questions, please feel free to contact the undersigned Applicant's representative.

Respectfully submitted,

By 

Michael W. Haas

Reg. No.: 35,174

Tel. No.: (724) 387-5026

Fax No.: (724) 387-5021

RESPIRONICS, INC.
1010 Murry Ridge Lane
Murrysville, PA 15668-8525

PTO/SB/08 Form (RESPIRONICS Version)				Application No.		10/729,404	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Filing Date		December 5, 2003	
				Inventor		ORR et al.	
				Confirmation No.		9584	
				Group Art Unit		2855	
Date		August 19, 2005		Examiner:		Jenkins, J.	
Sheet		1 of 1		Attorney Docket No:		01-04 D1	

U.S. PATENT DOCUMENTS					
Examiner Initials	Cite No.	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code (if known)			
	A	5,098,384	03-24-1992	Abrams	

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No.	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Country Code-Number-Kind Code				

Examiner Signature		Date Considered	
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EXAMINER: Initial if citation is considered, whether or not citation is in conformance with MPEP § 609. Draw a line through the citation if not in conformance and not considered. Per MPEP § 609, include a copy of this form with the next communication to the Applicant.